

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

**COURTROOM PROCEEDINGS**

The court met in its courtroom at 10:00 A.M. Present: Timothy S. Buckley, Acting Presiding Justice; Honorable Rebecca A. Wiseman, Associate Justice; and Eve Sproule, Court Administrator/Clerk, by Anthony Lauria, Deputy Clerk.

**F026730      Schneider v. City of Porterville, et al.**

Parties stipulate that (1) Dibiaso, J. the absent assigned justice participate in the determination of this appeal, and (2) Dibiaso, J. to listen to the tape recording of oral proceedings upon his return.

Cause called and argued by William L. Williams, Jr., Esq., counsel for appellant and by Steven L. Kabot, Esq., counsel for respondent.

Cause ordered submitted.

Court recessed until 1:30 P.M.

The court reconvened in its courtroom at 1:30 P.M. Present: Honorable Timothy S. Buckley, Acting Presiding Justice; Honorable Rebecca A. Wiseman, Associate Justice; and Eve Sproule, Court Administrator/Clerk, by Diana Monopoli, Deputy Clerk.

**F025180)      Luka Hure, et al. v. Rohm and Haas, Co., et al.**  
**F025332)      Canella Chemical, Inc. v. Kern County Superior Court; Luka Hura, et al.**  
**F024934)      Luka Hure, et al. v. Kern County Superior Court; Rohm and Haas Co.**

Parties stipulate that (1) Dibiaso, J. the absent assigned justice participate in the determination of this appeal, and (2) Dibiaso, J. to listen to the tape recording of oral proceedings upon his return.

Cause called and argued by Joseph A. Uremovic, Esq., counsel for appellant/real party/petitioner Hure and by Scott L. Harper, Esq., counsel for respondent/real party Rohm and Haas, Co. and by Jube Najarian, Esq., counsel for real party/petitioner Canella Chemical, Inc..

Cause ordered submitted.

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**F025893      Ana M. Ward v. California Dept. of Corrections, et al.**

Parties stipulate that (1) Dibiaso, J. the absent assigned justice participate in the determination of this appeal, and (2) Dibiaso, J. to listen to the tape recording of oral proceedings upon his return.

Cause called and argued by Sylvia Velez, Esq., counsel for appellant and by Kelly A. Lazerson, Esq., counsel for respondent.

Cause ordered submitted.

Court recessed until Friday, November 14, 1997 at 10:00 A.M.

**F024669      People v. Roderick**

The judgment is affirmed. Harris, J.

We concur: Ardaiz, P.J.; Levy, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F026923      People v. Johnson**

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F026440      People v. Garcia**

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F026550      People v. Rodriguez**

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F026547      People v. Maness**

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

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**F026934      In re Wayne S., a Minor**

The judgment is affirmed with modifications.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F028998      People v. Mansanalez**

No brief having been filed by appellant after notice duly given under rule 17(c) of the California Rules of Court, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

**F026502      People v. Erakat**

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F027760      People v. Smith**

The search condition is stricken. The judgment is otherwise affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F027093      People v. Leverett**

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

**F026643      People v. Figueroa**

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

**F025549      People v. Charnin**

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

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**F027140      People v. Collom**

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F025277      People v. Irons**

The judgment is affirmed. Wiseman, J.

We concur: Ardaiz, P.J.; Levy, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F025597      People v. Rodriguez**

The abstract of judgment shall be amended consistent with parts IX and X of this opinion. The trial court is directed to forward a copy of the amended abstract to the Department of Corrections. In all other respects, the judgment is affirmed.

We concur: Ardaiz, P.J.; Wiseman, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F027895      People v. Chapa**

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F025765      Fresno Police Officers' Association, et al v. City of Fresno, et al**

**F026444      Fresno Police Officers' Association, et al v. City of Fresno, et al.**

On its own motion and after notice to the parties, the court orders the captioned matters consolidated for purposes of decision.

**F029205      In re Cleve O. Hulsey on Habeas Corpus**

The petition for writ of habeas corpus is denied etc.

**F028946      In re Jim V., a Minor**

No brief having been filed by appellant after notice duly given under rule 17(c) of the California Rules of Court, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

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**F026825      People v. Rodriguez**

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.